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January 18, 2023

Via Electronic Filing

The Honorable Paul G. Gardephe, U.S.D.J.
U.S. District Court
Southern District of New York
40 Foley Square New York, NY 10007

MEMO ENDORSED

*the conference is adjourned to
Feb 2, 2023 at 10:15 a.m.*

Re: *Sumira v. Henschke et al*
Case No.: 1:22-cv-01130-PGG-SDA

CO ORDERED:

Paul G. Gardephe
Paul G. Gardephe, U.S.D.J.

Dated: *Jan 18 2023*

Dear Honorable Judge Gardephe:

This law firm represents Plaintiff Bryan Sumira (the "Plaintiff") in the above-referenced action.

Pursuant to Your Honor's Individual Motion Practice Rule I(E), this letter respectfully serves as a request to adjourn the status conference scheduled from January 19, 2023 to, through and including another date set by the Court.¹

This is the first request of its nature, and is made on consent of Defendants Claudia Henschke and David Yankelevitz (together, the "Defendants").

The basis for this request is that the parties require additional time to meet-and-confer regarding whether any final fact discovery is necessary. In addition, the undersigned law firm has a conflicting mediation in another case pending before the Eastern District of New York, that cannot be rescheduled.

In light of the foregoing, Plaintiffs respectfully requests that the status conference scheduled from January 19, 2023 be adjourned to, through and including another date set by the Court.

We thank the Court for its attention to this matter, and are available at the Court's convenience to answer any questions related to the foregoing.

Thank you, in advance, for your time and consideration.

Respectfully submitted,

LEVIN-EPSTEIN & ASSOCIATES, P.C.

By: /s/ Jason Mizrahi

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¹ Out of an abundance of caution, the undersigned wishes to inform the Court that counsel for Defendants has requested an adjourned date of February 13, 2023. The undersigned counsel is generally available that day, to, through and including 1:00 p.m.

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VIA ECF: All Counsel